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## UNITED STATES DISTRICT COURT THE DISTRICT OF MASSACHUSETTS

IN RE PHARMACEUTICAL INDUSTRY AVERAGE WHOLESALE PRICE LITIGATION

MDL NO. 1456

Civil Action No. 01-CV-12257-PBS

THIS DOCUMENT RELATES TO:

Judge Patti B. Saris

State of Nevada v. American Home Products Corp., et al., D. Nev. Cause No. CV-N-02-0202-ECR

PROPOSED STIPULATION AND ORDER

IT IS HEREBY STIPULATED, by and between the undersigned, that, pursuant to the Conditional Remand Order of the United States Judicial Panel on Multidistrict Litigation, dated September 24, 2007, the attached Exhibit A designates the contents of the record to be remanded to the District of Nevada.

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HAGENS BERMAN SOBOL SHAPIRO LLP

FOR SCHERING-PLOUGH ON BEHALF OF PLAINTIFF CORPORATION AND WARRICK PHARMACEUTICALS CORPORATION AND ON BEHALF OF ALL

DEFENDANTS

By: /s/ Jeniphr A.E. Breckenridge

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Duener 28 Dated: October 25, 2007

SO ORDERED:

United States District Judge